

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

ROBERT L. WOLFE,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Case No. 15-13854

SENIOR U.S. DISTRICT JUDGE  
ARTHUR J. TARNOV

U.S. MAGISTRATE JUDGE  
R. STEVEN WHALEN

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**ORDER ADOPTING REPORT AND RECOMMENDATION [28]; GRANTING  
PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT [20]; AND DENYING  
DEFENDANT'S MOTION FOR SUMMARY JUDGMENT [24] AND REMANDING CASE**

On December 15, 2016, Magistrate Judge Whalen issued a Report and Recommendation (R&R) [28] on the Plaintiff's Motion for Summary Judgment [20] and Defendant's Motion for Summary Judgment [24]. This R&R recommended that the Court grant Plaintiff's Motion for Summary Judgment, deny Defendant's Motion for Summary Judgment, and remand the case for an award of benefits under 42 §405(g). *Faucher v. Secretary of Health and Human Services*, 17 F. 3d 171 (6th Cir. 1994). Neither party has filed any objection to the Report and Recommendation.

The Court having reviewed the record, the Report and Recommendation [28] is hereby **ADOPTED** and entered as the findings and conclusions of the Court. Accordingly,

**IT IS ORDERED** that Plaintiff's Motion for Summary Judgment [20] is **GRANTED** and Defendant's Motion for Summary Judgment [24] is **DENIED**.

**IT IS FURTHER ORDERED** that the case is **REMANDED** for an award of benefits consistent with the Report and Recommendation.

**THIS CASE IS CLOSED.**

**SO ORDERED.**

Dated: January 12, 2017

s/Arthur J. Tarnow  
Arthur J. Tarnow  
Senior United States District Judge